

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
Sunkara

Examiner: **J. Goldberg**

Art Unit: **1614**

Serial No.: **09/160,977**

Filed: **September 25, 1998**

Title: **METHOD OF TREATING CANCER
BY CONJUNCTIVE THERAPY WITH
2'-HALOMETHYLIDENE
DERIVATIVES AND A S-PHASE OR
M-PHASE SPECIFIC
ANTINEOPLASTIC AGENT**

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to Asst. Commissioner for Patents, Box DCA, P.O.Box 2327, Arlington, VA 22202 as Express Mail No. EV 047246390 US on

November 21, 2001

Date of Deposit

Signature

Dolly Kapadia

DECLARATION OF ROBIN J. INMAN UNDER 37 C.F.R. §1.68

Assistant Commissioner for Patents

Box DAC

Washington, D.C. 20231

Sir:

Robin J. Inman declares and states as follows:

I am Paralegal-US Docketing Formalities for the Aventis Patent Department. As Paralegal-US Docketing Formalities, during the period of May 21, 2000 – August 22, 2000, I was responsible for handling all mail to and from the United States Patent and Trademark Office, entering such information into our internal docketing system and ensuring timely Attorney responses to the outstanding US PTO Office actions. I have held this position since 1993.

During that time, it was my routine practice, after mail was date stamped and attached to the outside of the appropriate file jacket for that application, to review the mail to determine if a due date for that application should be entered into our docketing system. If a due date needed to be

docketed, I stamped the document with a due date and type of response due, updated the file jacket with the date of the Office action, type of Office action, and due date, and added the same information into a master docket. I also routinely printed docket reports of this information.

Attached to the Petition to Withdraw Holding of Abandonment filed herewith are business records prepared by me at time we should have received the Office Action for the above-identified patent application showing all incoming and outgoing correspondence which required action. Had this Office Action been received, there should have been an entry for the due date, type of Office action, and case number. The internal docket number assigned to the above-identified patent application is "MO1660J US". Therefore, had I received an Office Action mailed May 24, 2000, I would have added a docket date of August 24, 2000 for Amendment for MO1660J US.

I was also responsible for preparing dockets of outstanding Office actions for all attorneys. Attached the Petition to Withdraw Holding of Abandonment filed herewith are dockets for the relevant time periods which, if received and entered into our docketing system, would have indicated an Amendment was due. There is no entry for MO1660J US in the appropriate time periods.

It is my opinion that we did not receive an Office Action mailed May 24, 2000 for the above-identified patent application, which had we received, would have been handled in the above manner and entries been noted on the documents attached to the Petition to Withdraw Holding of Abandonment filed herewith.

Robin J. Inman declares further that all statements made herein of her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application or any registration issuing thereon.

11-21-01
Date

Robin J. Inman
Robin J. Inman
Paralegal-US Docketing Formalities

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